

1 Muriel B. Kaplan, Esq. (SBN 124607)  
Michele R. Stafford, Esq. (SBN 172509)  
2 Shaamini A. Babu, Esq. (SBN 230704)  
SALTZMAN & JOHNSON LAW CORPORATION  
3 120 Howard Street, Suite 520  
San Francisco, CA 94105  
4 (415) 882-7900  
(415) 882-9287 – Facsimile  
5 mkaplan@sjlawcorp.com  
mstafford@sjlawcorp.com  
6

7 Attorneys for Plaintiff  
BAY AREA PAINTERS AND TAPERS  
8 PENSION FUND, et al.

9 UNITED STATES DISTRICT COURT

10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 BAY AREA PAINTERS AND TAPERS  
PENSION FUND, et al.,

12 Plaintiffs,

13 v.

14  
15 CAPITOL CITY DEVELOPMENT, INC., a  
California Corporation, and STEVE  
16 PALIOUDAKIS, Individually

17 Defendants.  
18

Case No.: C08-0368 CRB

**REQUEST TO CONTINUE CASE  
MANAGEMENT CONFERENCE**

CMC: April 25, 2008  
Time: 8:30 a.m.  
Courtroom: 8, 19<sup>th</sup> Floor  
Location: 450 Golden Gate Avenue  
San Francisco, CA  
Judge: Honorable Charles R. Breyer

19 Plaintiffs hereby request that the Case Management Conference currently scheduled for  
20 Friday April 25, 2008, at 8:30 a.m. be continued for at least sixty (60) days.  
21

22 1. The Clerk entered the default of Defendants on March 4, 2008.

23 2. To date, Defendants have failed to pay attorneys' fees and costs incurred by  
24 Plaintiffs in connection with this action as required by the Collective Bargaining Agreement and  
25 the Trust Agreements incorporated therein. Defendants have also failed to submit reports for  
26 hours worked by its employees in February 2008. Plaintiffs are attempting to informally resolve  
27

1 these issues with Defendants. In the event that this matter is not informally resolved, Plaintiffs  
2 intend to file a Motion for Default Judgment.

3 3. In an effort to minimize the attorneys' fees and costs for all parties, Plaintiffs  
4 respectfully request that the Court continue the Case Management Conference for a period of at  
5 least sixty (60) days in order to allow the parties ample opportunity to resolve this matter  
6 informally and for Plaintiffs to file a Motion for Default Judgment, if necessary.  
7

8 I declare under penalty of perjury that I am one of the attorneys for the Plaintiffs in the  
9 above entitled action, and that the foregoing is true of my own knowledge.

10 Executed this 15<sup>th</sup> day of April 2008, at San Francisco, California.  
11

12 SALTZMAN & JOHNSON LAW CORPORATION

13  
14 By: \_\_\_\_\_/s/\_\_\_\_\_  
15 Shaamini A. Babu  
16 Attorneys for Plaintiffs

17 IT IS SO ORDERED.  
18

19 Date: \_\_\_\_\_

20 CHARLES R. BREYER  
21 UNITED STATES DISTRICT COURT JUDGE  
22  
23  
24  
25  
26  
27  
28

PROOF OF SERVICE

I, the undersigned, declare:

I am a citizen of the United States and am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to this action. My business address is 120 Howard Street, Suite 520, San Francisco, California 94105.

On April 15, 2008, I served the following document(s):

**REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE**

on the interested parties in said action by placing a true and exact copy of each document in a sealed envelope with postage thereon fully prepaid, in a United States Post Office box in San Francisco, California, addressed as follows:

**Capitol City Development, Inc.  
c/o Steve Palloudakis  
5920 24<sup>th</sup> Street  
Rio Linda, CA 95673**

**Steve Palloudakis  
5920 24<sup>th</sup> Street  
Rio Linda, CA 95673**

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 15<sup>th</sup> day of February, 2008, at San Francisco, California.

\_\_\_\_\_/s/\_\_\_\_\_  
Vanessa de Fábrega